

The Licensing Team,
Licensing Unit
Maritime regulatory Authority.
2nd floor Menapia House.
Drinagh Business Park.
Drinagh.
Wexford.
Y35 RF29.

Date Received	21/1/26
Checked By:	J. Bozi
MARA An tUdarás Rialála Limistéir Mhuirí Maritime Area Regulatory Authority	

RE: FORMAL OBJECTION TO MARITIME USAGE LICENSE APPLICATION (230025)

Dear Licensing Team.

I **Martin Doyle** of The [REDACTED] am writing to formally object to the above referenced Maritime Usage License (**MUL230025**) application submitted by **Port of Waterford Company**.

The grounds for this objection are as follows,

1. Infringement of Private Property (Pre – Magna Carta Several Fishery)

The proposed activity area overlaps directly with a Several Fishery within the Civil Parishes of Faithlegg and Ballynakill of which I am registered owner, This fishery is duly registered at the Land registry under Schedule (1771) Folio Number (**WD:1647**) County Waterford, A **Pre – Magna Carta** Several Fishery constitutes an exclusive private property right to fish and the bed (underlying soil)

Legal Protection under section (99) of the Maritime Area Planning Act 2021,

Under section **99 (3) (a)** of the Maritime Area Planning Act 2021, the statutory licensing regime does not apply on a “**relevant part**” of the maritime area that is treated as privately owned.

As owner of a registered Several Fishery, I assert that this area is a “**relevant part**” Under **99 (2)**, being land whose owner is registered under the registration of titles Act 1964.

Lack of Owner Consent.

The Maritime regulatory Authority is required to respect existing private rights. As the legal owner of the Several Fishery, I have not provided consent for **Port of Waterford Company** to carry out Dredging or any other Maritime usage within my registered

boundaries. Without such consent, the application is legally deficient and should be refused or amended to exclude my private property.

4. Potential Damage to the Several Fishery Resources.

Presently over excessive dredging carried out by **Port of Waterford Company** has destroyed virtually all shellfish species within the Waterford Estuary due to the massive increase in siltation pollution causing great commercial loss to my Several Fishery property further destruction of a food source essential to the protected species and other migration species that depend on shellfish, invertebrates species for their survival within the designated **Special area of conservation** the protected area must be given priority and the laws afforded by European directives must apply where **Port of Waterford Company** propose on application (**MUL230025**) to extend excessively the dredging area,

Note: >>>

The Fisheries Impact Statement on application file are of Fish surveys carried out prior to 2023 surveys of which I was aware, however the present increase in dredging activity since 2023 is causing serious siltation pollution via the present excessive dredging on a license issued by the Minister its expiry date on issue was to be determined by the **Envoiremental Protection agency!!** a decision by the Minister I believe was unethical in regards to a foreshore usage license apparently issued by **mishap!!**

(I believe a new updated **Fisheries Impact Statement** is required) Obviously any proposed increase in dredging activity within the Waterford Estuary as per the present application (**LIC: 230025**) shall cause further damage to my Several Fishery property also the protected area its protected species that dwell within the designated Special area of Conservation,

The proposed extensive dredging on application (**230025**) of **Port of Waterford Company** will disturb the sensitive spawning beds of various Species and cause irreversible damage to the commercial viability of my registered Several Fishery property”

The Inland Fisheries Ireland observation on application is clear in regards to its assessment of possible damage to a fishery caused by such a intended excessive dredging activity presently seeking a usage license by way of application to Maritime regulatory Authority (**LIC: 230025**)

5. Present dredging license issued by the Minister Darragh O Brien to Port of Waterford Company due to expire!!.

As per the letter addressed to the said Minister by me where I put the Minister on notice that no foreshore license or leases be granted over and upon any lands or rights and

privileges held in my property ownership as registered at the Property Registration Authority.

attached Letter addressed to Minister **Darragh O' Brien** dated Wednesday **August 18th 2021** relating to the above however the previous dredging license issued by the Minister to **Port of Waterford Company** caused unlawful encroachment and harm to my property,

The Minister blamed error of communication between departments for the mishap of issue of the present dredging license held by the applicant,

however I believe such a mishap shall not occur on this occasion, I trust the **Maritime regulatory Authority** to apply the rules and regulations as set down in statutory law in order to ensure protection of my **Several Fishery** a registered property.

6. Letters addressed of my concern to Maritime regulatory Authority in regards to Port of Waterford Company reference application for dredging license (LIC:230025) encroachment on my registered property.

I ask that both letters attached of correspondence to your agency be added an integral part of my overall submission, as follows a letter dated **19th day of December 2023** to your Chief Executive **Laura Brien**, also a letter dated **8th day of April 2024** to **Maritime regulatory Authority** both letters were in reference to **Port of Waterford Company (LIC: 230025)** the content of both are self explanatory.

Supporting Documentation Attached.

1. Copy of Folio **WD:1647**.
2. Letter of confirmation of ownership of Sporting Rights **The Property Registration Authority**.
3. Map outlined in red of the **Several Fishery** property boundaries at the centre soil **Waterford Estuary** to the highest point where the Ordinary tide flows inclusive of appropriate highlighted folios of Schedules **(30014) & (1771)**. Also detailed map of the registered **Several Fishery** property of the **River Suir and Tramore Bay Coastal area**.
4. Historical list of foregoing title Documents from which the present registered title **@ Tailte Eireann** was founded,
5. Copy of letter for observation and viewing by me to Minister **Darragh O' Brien** dated Wednesday **18th day of August 2021**.
6. Sections **(99)** Maritime Planning Act 2021 & **(31)** of the registration of titles Act 1964 also **(59)** Inland Fisheries Ireland Act 2010. **(13) (16) (99)** of the 1903 land purchase Act.
7. Previous Letters sent to Chief Executive **Laura Brien** & letter to **Maritime regulatory Authority** in reference to **LIC:230025**.

The areas highlighted yellow on the attached Map are encroaching over and upon my registered property a **Pre – Magna Carta** Several Fishery with the underlying soil (foreshore lands) Schedule (30014) as registered @ **Tailte Eireann** in fee simple under section (31) of the **registration of titles Act 1964**.

Guaranteed by registration constitutionally protected in law.

Section (13) of the **1903 land Act** was never repealed amended adjusted or revised by any sitting **Oireachtas** therefore safeguarded by Article (73) of the Constitution of **Saorstat Eireann**.



An tUdarás Clárúcháin
Maoine
The Property Registration
Authority

MARTIN DOYLE



OUR REF: S2019LR013246W

FOLIO No WD1647

APPLICANT: Martin Doyle

Dear Sir/Madam,

I refer to previous correspondence on the above folio. The burden registered on part 3 •on totio WD1647 which refers to the sporting rights has been registered correctly in accordance with the original archive folio WDI 647.

The burden specifically refers to the Land Commission having vested the sporting rights in the registered owner. What this refers to is that you, Martin Doyle are the registered owner of the sporting rights, which is separate from your ownership of the property. You, Martin Doyle have ownership of the sporting rights.

Should you have any further questions on this matter you can email our staff member Ms. Margaret Perrick who works on Land Commission cases, her email is margaret.perrick@pra.ie

Trusting this information is of assistance to you.

Yours faithfully



Jackie Gray
QA Chancery Street

21 Noveúier 2019

Enquiries (may be addressed to Jackie Ciray. Telephone 80481 1 2, Fax 8048037.
Safeguarding Property Rights

Clárlann na Taitúnt Sráid na Seansaireachtat Baile Atha Cliath 7 (DOI T652. [DX228]
Land Registry, Chancery Street, Dublin 7, DOI T652. [DX228]

0761 001 610



MARTIN DOYLE



Our Reference:

Q2024LR001292M

Your Reference:

Folio:

WD1193

New Folio Number:

Applicant:

MARTIN DOYLE

Dear Sir,

We wish to inform you that the above-referenced Q2024LR001292M is now complete.

Tailte Éireann Registration

5th November 2024

Email; info@tailte.ie, Telephone; 051 303000, Website: www.tailte.ie

Clárann na Talún, Sráid na Seansaireachta, Baile Átha Cliath 7, D07 T652. [DX228]
Land Registry, Chancery Street, Dublin 7, D07 T652. [DX228]
T +353 51 303 000 | www.tailte.ie



MARTIN DOYLE



Our Reference:

Q2024LR001292M

Folio:

WD1193

Applicant:

MARTIN DOYLE

Dear Sir/Madam,

I acknowledge receipt of your letter.

Your reference number is Q2024LR001292M, please quote this reference number in any further correspondence in regards to this application. There are currently delays in completing cases in this area due to a large volume of cases on hand. We will endeavour to deal with your request as soon as possible.

Yours faithfully,



Linda Morgan
Priority Customer Review

23rd January 2024

Enquiries may be addressed to Linda Morgan, linda.morgan@tailte.ie, 01-804 8086

See PAGE (4).

Land Registry

County Waterford

Folio 1193

Register of Ownership of Freehold

Land Part 1(A) - The Property

Note: Unless a note to the contrary appears, neither the description of land in the register nor its identification by reference to the Registry Map is conclusive as to boundaries or extent.

For parts transferred see Part 1(B)

No.	Description	Official Notes
1	<p>The property shown coloured Red as Plan(s) 1193,20 on the Registry Map, situate in the Townland of KILCULLEN UPPER, known as GREEN ROAD, FAITHLEGG, WATERFORD, in the Barony of GAULTIERE, in the Electoral Division of FAITHLEGG.</p> <p>Digital map updated. Q2021LR014328T, 03.05.2022</p>	Sch No. 30/014

Land Registry

County Waterford

Folio 1193

Part 1(B) - Property Parts Transferred

No.	Prop No.	Instrument	Date	Area(Hectares)	Plan	Folio No.
1	1	D2008CK031780B	07-OCT-2008	0.2760	CDRG1	WD35057F

Land Registry

County Waterford

Folio 1193

Part 2 - Ownership

Title ABSOLUTE

No.	The devolution of the property is subject to the provisions of Part II of the Succession Act, 1965
1	23-JUN-1987 MICHAEL KENT of KILCULLEN UPPER, HALFWAY HOUSE, COUNTY WATERFORD P2777/87 is full owner.

Land Registry

County Waterford

Folio 1193

Part 3 - Burdens and Notices of Burdens

No.	Particulars	
1a	23-JUN-1987 P2777/87	The right of Anastatia Kent to reside in the dwellinghouse during her life. Note: This burden ranks in equal priority to the burden at Entry No.1b, but ranks in priority after any lien on the property created by deposit of the land Certificate prior to the 23rd June, 1987.
1b	23-JUN-1987 P2777/87	The right of Martin to reside in the dwellinghouse during his life. Note: This burden ranks in equal priority to the burden at Entry No.1a, but ranks in priority after any lien on the property created by deposit of the Land Certificate prior to the 23rd June, 1987. Cancelled D2007CK019554H 19-JUN-2007

Land Registry

County Waterford

Folio 1193

2 A SCH. NO. 30014 * There is reserved out of the said Lands, unto Henry De La Poer, Marquess of Waterford and other the person or persons who but for the making of the Order hereinafter mentioned, would be entitled to the possession of the said Lands, and his and their heirs, the exclusive right to all game as defined by any Act of Parliament, and all other kinds of game, wild fowl, and fish, now or hereafter to be upon the said Lands, and in any river bounding or intersecting the said Lands with liberty for him and them, and all persons having his or their authority, at all times to hunt, course, shoot, fish, and sport over the said Lands, and to enter upon the same for any of the purpose aforesaid, and also for preserving the said game, wild fowl and fish, and the eggs, young and spawn thereof.

Note:- Burden added under Rule 7 Instrument No.

Q2024LR001292M 05Nov-2024.

See PAGE (4).

Land Registry

County Waterford

Folio 1193

Register of Ownership of Freehold Land

Part 1(A) - The Property

Note: Unless a note to the contrary appears, neither the description of land in the register nor its identification by reference to the Registry Map is conclusive as to boundaries or extent

No.	For parts transferred see Part 1(B) Description	Official Notes
1	<p>The property shown coloured Red as Plan(s) 1193,20 on the Registry Map, situate in the Townland of KILCULLEN UPPER, known as GREEN ROAD, FAITHLEGG, WATERFORD, in the Barony of GAULTIERE, in the Electoral Division of FAITHLEGG.</p> <p>Amended by application of MARTIN DOYO. RULE 7 + 8.</p>	<p>Sch No. 30/014</p>

Land Registry

County Waterford

Folio 1193

Part 1(B) - Property
Parts Transferred

No.	Prop No:	Instrument:	Date:	Area(Hectares):	Plan:	Folio No:
1	1	D2008CK031780B	07-OCT-2008	0.2760	CDRG1	WD35057F

Land Registry

County Waterford

Folio 1193

Part 2 - Ownership

Title ABSOLUTE

No.	The devolution of the property is subject to the provisions of Part II of the Succession Act, 1965	
1	23-JUN-1987 P2777/87	MICHAEL KENT of KILCULLEN UPPER, HALFWAY HOUSE, COUNTY WATERFORD is full owner.

Land Registry

County Waterford

Folio 1193

Part 3 - Burdens and Notices of Burdens

No.	Particulars
1a	<p>23-JUN-1987 P2777/87</p> <p>The right of Anastatia Kent to reside in the dwellinghouse during her life.</p> <p style="text-align: center;">Note: This burden ranks in equal priority to the burden at Entry No.1b, but ranks in priority after any lien on the property created by deposit of the land Certificate prior to the 23rd June, 1987.</p>
1b	<p>23-JUN-1987 P2777/87</p> <p>The right of Martin to reside in the dwellinghouse during his life.</p> <p style="text-align: center;">Note: This burden ranks in equal priority to the burden at Entry No.1a, but ranks in priority after any lien on the property created by deposit of the Land Certificate prior to the 23rd June, 1987.</p> <p style="text-align: center;">Cancelled D2007CK019554H 19-JUN-2007</p>

SEE PAGE (4).

Land Registry

County Waterford

Folio 1194

Register of Ownership of Freehold Land

Part 1(A) - The Property

Note: Unless a note to the contrary appears, neither the description of land in the register nor its identification by reference to the Registry Map is conclusive as to boundaries or extent

No.	For parts transferred see Part 1(B) Description	Official Notes
1	The property shown coloured Red as plan(s) 1194 on the Registry Map (O.S. 5774B, 5775A, 5703D, 5704/C), situate in the Townland of KILL ST. NICHOLAS, in the Barony of GAULTIERE, in the Electoral Division of FAITHLEGG containing 53.9496 Hectares or thereabouts.	Instrument 30, 014

Land Registry

County Waterford

Folio 1194

Part 1(B) - Property Parts Transferred

No.	Prop No:	Instrument:	Date:	Area (Hectares):	Plan:	Folio No:
1	1	D2009LR132224X	16-JUL-2009		C3HV6	WD37252F
2	1	D2009LR132224X	16-JUL-2009		C3HUQ	WD37252F

Land Registry

County Waterford

Folio 1194

Part 2 - Ownership

Title ABSOLUTE

No.	The devolution of the property is subject to the provisions of Part II of the Succession Act, 1965		
1	02 FEB 1966 278-2-66	STEPHEN HEARNE of Drumrusk, Passage East, County Waterford is full owner.	
	Cancelled	D2019LR026142Q	15-FEB-2019
2	15-FEB-2019 D2019LR026142Q	MARY HEARNE of Kill, St. Nicholas, Passage East, County Waterford is full owner.	

Land Registry

County Waterford

Folio 1194

Part 3 - Burdens and Notices of Burdens

No.		Particulars
1	30, 014	<p>* There are excepted and reserved out of the property all sporting rights and fishing rights together with the ancillary rights as specified in Instrument No. 30, 014. *</p>
2a	06 JUL 1934 7737/34	<p>The right of Kate Hearne to reside in the dwellinghouse and to be suitably kept and maintained in the dwellinghouse on the land.</p> <p>Note: The burden at entry 2a ranks in equal priority with the burden at entry no. 2b</p> <p style="text-align: right;">Cancelled D2008CK004577W 07-FEB-2008</p>
2b	06 JUL 1934 7737/34	<p>The right of Nellie Hearne to reside in the dwellinghouse during her life, or until her marriage, to reside and to be suitably kept and supported in the dwellinghouse on the land.</p> <p>Note: The burden at entry 2b ranks in equal priority with the burden at entry no. 2a</p> <p style="text-align: right;">Cancelled D2008CK004577W 07-FEB-2008</p>
3	03 JUN 1987 P2688/87	<p>Charge for all future advances created by Instrument No. P2688/87 repayable with interest and in the manner specified in said Instrument.</p> <p>The Agricultural Credit Corporation is owner of this charge.</p> <p>Note: This charge is also registered on folio 983 and 3335</p> <p style="text-align: right;">Cancelled D2008CK004577W 07-FEB-2008</p>
4	07 FEB 2008 D2008CK004577W	<p>Charge for present and future advances repayable with interest.</p> <p>ULSTER BANK IRELAND LIMITED is owner of this charge.</p> <p style="text-align: right;">Transferred to WD37252F Q2012LR002567R 27-JAN-2012</p>

See page (4).

Land Registry

County Waterford

Folio 1184

Register of Ownership of Freehold Land

Part 1(A) - The Property

Note: Unless a note to the contrary appears, neither the description of land in the register nor its identification by reference to the Registry Map is conclusive as to boundaries or extent

For parts transferred see Part 1(B)

No.	Description	Official Notes
1	The property shown coloured RED as Plan(s) 1184 on the Registry Map, containing 57.2681 Hectares, situate in the Townland of BARRISTOWN, in the Barony of GAULTIERE, in the Electoral Division of FAITHLEGG.	From Sch. No. 30014

Land Cert Issued: Yes

Page 1 of 4

Collection No.:

Land Registry

County Waterford

Folio 1184

Part 1(B) - Property
Parts Transferred

No.	Prop No:	Instrument:	Date:	Area(Hectares):	Plan:	Folio No:

Land Registry

County Waterford

Folio 1184

Part 3 - Burdens and Notices of Burdens

No.	Particulars
1	The property is subject to the provisions prohibiting letting, subletting or subdivision specified in Section 12 of the Land Act, 1965, and to the provisions restricting the vesting of interests specified in Section 45 of the said Act in so far as the said provisions affect same.
2	* Sch. No. 30014 * There is reserved out of the said Lands, unto Henry De La Poer, Marquess of Waterford and other the person or persons who but for the making of the Order hereinafter mentioned, would be entitled to the possession of the said Lands, and his and their heirs, the exclusive right to all game as defined by any Act of Parliament, and all other kinds of game, wild fowl, and fish, now or hereafter to be upon the said Lands, and in any river bounding or intersecting the said Lands with liberty for him and them, and all persons having his or their authority, at all times to hunt, course, shoot, fish, and sport over the said Lands, and to enter upon the same for any of the purpose aforesaid, and also for preserving the said game, wild fowl and fish, and the eggs, young and spawn thereof.
3	22-FEB-1994 P1645/94 The right of John Daniel's junior to graze the property herein during the period specified in Inst No. P1645/94.

Inland Fisheries Act 2010

Chapter 3

Fishery Improvement

Powers of IFI in relation to improvement of fisheries.

59.— (1) Subject to this section, for the purpose of improving any fishery (whether or not the fishery is the property of IFI) IFI may do all or any of the following, namely—

- (a) take fish from a fishery by any means whatsoever,
- (b) implement any other measure intended to alter or regulate the stock in a fishery of fish of one or more particular species,
- (c) keep under surveillance and from time to time ascertain by any means the quality of water in a fishery,
- (d) alter, repair, remove or demolish any fence, hedge, tree or wall,
- (e) dig, break or otherwise temporarily close, cross, extend, divert or otherwise interfere with or alter any navigable waterway, river, stream or other watercourse, bridge, tunnel, culvert, pipe, drain or other thing, and
- (f) notwithstanding section 327 of the Principal Act, take materials from any river, stream or other watercourse,

provided that IFI shall only exercise a power under *paragraphs (e) or (f)* after consultation with the Commissioners and provided also that in relation to a fence, hedge, tree or wall which is adjacent to a public road or any property of a public authority, IFI shall only exercise a power under this subsection with the consent of the authority concerned, and in case there is a dispute as to whether a particular fence, hedge, tree or wall is adjacent to a public road or any such property, the matter shall be referred by IFI to the Minister to determine, whose decision, after consultation with the Minister for the Environment, Heritage and Local Government or such other Minister of the Government as he or she considers appropriate, shall be final.

(2) (a) Subject to *paragraph (b)*, IFI shall not, in relation to a several fishery or other thing exercise a power under *subsection (1)* without the consent of its owner, and for the avoidance of doubt it is declared that in case the owner of the several fishery or other thing is a Minister of the Government, the Commissioners or a public authority, that Minister, the Commissioners or the public authority in giving such consent may attach to it such reasonable conditions as he or she or they think fit, and in addition to the foregoing, IFI shall not enter on or take possession of any fishery or land without giving the occupier of it one month's previous notice in writing of its intention to do so.

(b) Where, on an application made to him or her by IFI, the Minister is satisfied that the owner of a several fishery or other thing cannot by diligent inquiry be found or ascertained, he or she may issue an authorisation under this section as regards the several fishery or other thing and for so long as an authorisation under this section is in force *paragraph (a)* shall not apply as regards the several fishery or other thing to which the authorisation relates.

(c) The Minister may at any time withdraw an authorisation under this section either on his or her own motion or on the application of any other person.

(3) Subject to *section 65*, IFI, or its servants or agents or any contractor employed by IFI or any person employed by such contractor may, with or without vehicles, machinery or other apparatus (including boats or other vessels) or equipment, for the purposes of—

(a) gaining access to the site of fishery improvement works which are completed or which are in the course of being carried out or are to be carried out by IFI, or

(b) gaining access to a fishery (whether or not the fishery is the property of IFI) in order to inspect or maintain it,

enter on land at any reasonable time.

(4) (a) Subject to *subsections (1)(b) and (c)* and to *section 65*, IFI may for any purpose mentioned in *subsection (3)* construct on or over any land a bridge, road or pathway of any description, and when constructed by IFI, use and maintain such bridge, road or pathway.

(b) Before exercising a power to construct under this subsection, IFI shall obtain the consent of the local authority within whose functional area the proposed bridge, road or pathway, or any part thereof, is proposed to be situate.

(c) Where IFI proposes to construct under this subsection a bridge, road or pathway on any land which is in the possession or occupation of the Minister, any other Minister of the Government, the Commissioners or a public authority, before exercising any of its powers in relation to the provision of the bridge, road or pathway, IFI shall first obtain the consent of—

(i) in case the land is in the possession or occupation of a Minister of the Government, that Minister,

(ii) in case the land is in the occupation or possession of the Commissioners, the Office of Public Works, or

(iii) in case the land is in the occupation or possession of a public authority, that authority,

and the requirements of this paragraph are in addition to and not in substitution for the requirements of *paragraph (b)* of this subsection.

(5) A person entering on land under this section may do on it all things ancillary to or reasonably necessary for the purpose for which the entry is made.

(6) A person authorised under *section 20 (12)* to exercise a power mentioned in *subsection (1)* shall be furnished by IFI with a certificate of such authorisation and when doing anything under the authorisation shall, if requested by the person affected, produce the certificate to that person.

(7) (a) Nothing in this section shall be construed as conferring on any person a power to enter a dwelling, nor except where there is through the garden or curtilage of a dwelling an ordinary road or passage to a fishery, shall it be construed as conferring on any person a power to enter such a garden or curtilage.

(b) Nothing in this section shall be construed as modifying or otherwise affecting the application of any requirement under the Planning and Development Acts 2000 to 2006.

Registration of Title Act, 1964

Conclusiveness of register. **31.**—(1) The register shall be conclusive evidence of the title of the owner to the land as appearing on the register and of any right, privilege, appurtenance or burden as appearing thereon; and such title shall not, in the absence of actual fraud, be in any way affected in consequence of such owner having notice of any deed, document, or matter relating to the land; but nothing in this Act shall interfere with the jurisdiction of any court of competent jurisdiction based on the ground of actual fraud or mistake, and the court may upon such ground make an order directing the register to be rectified in such manner and on such terms as it thinks just.

(2) The validity of registration of ownership of unregistered land shall not be affected by reason that the person thereby shown to be registered as owner was then dead and any person who proves to the satisfaction of the Registrar that he is entitled to the land may be registered as owner thereof.

Maritime Area Planning Act 2021

Chapter 9

Privately owned part of maritime area

Privately owned part of maritime area, etc.

99. (1) In this section, “relevant part” means a part of the maritime area that is treated as privately owned by virtue of *subsection (2)*.
- (2) For the purposes of this Act, no part of the maritime area shall be treated at any time as privately owned unless the part is land whose owner is, or is deemed to be, registered under the Registration of Title Act 1964 .
- (3) (a) This Part shall not apply to a proposed maritime usage to be undertaken entirely on a relevant part.
- (b) Where a proposed maritime usage is to be undertaken entirely on a part of the maritime area that comprises—
- (i) a relevant part, and
 - (ii) another part that is State-owned,
- this Act shall apply to the usage to the extent that it is proposed to be undertaken on the part referred to in *subparagraph (ii)*.
- (4) Where on the fixing of a judicial rent under the Land Law Acts a sum was added to or included in such rent for any foreshore or an account of any right or facility or alleged right or facility to or for taking material from any foreshore, the order of the sub-commission or court fixing such rent shall not be evidence, as against the State, of the ownership of such foreshore or of the existence of a right to take such material.
- (5) Neither the taking, during any period however long, from any foreshore of seaweed deposited or washed up thereon by the action of tides, winds and waves or any of them and not rooted or growing thereon, nor the letting or licensing to other persons, during any period however long, of an alleged right to take such seaweed from any foreshore shall, by itself and without more, constitute possession of or be proof of title to such foreshore.

- (6) Where any fee or levy has been paid under this Act that relates to a part of the maritime area that is subsequently shown to have been a relevant part at the time of such payment and which would not have been required to be paid by virtue of that fact, the MARA or the CPA concerned, as appropriate, to whom that fee was paid shall refund the fee or levy to the person who paid it but only to the extent that the fee or levy related to that part.
- (7) Nothing in this section shall be construed to prejudice the application of the Act of 2000 to a proposed maritime usage.
- (8) In this section, "the Land Law Acts " means the Land Law Acts as defined by the Land Law (Commission) Act 1923 , together with any subsequent Act which provides that it is construed as one with the Land Law Acts.

Laura Brien,
Chief Executive officer,
Maritime Regulatory Authority,
2nd Floor, Menapia House,
Drinagh Business Park,
Drinagh, Wexford.
Y35 RF29.
19th December 2023.

Dear Laura Brien.

I wrote directly to you by way of registered post on the 30th day of August 2023 according to An Post records your department is in receipt of the said letter,

Almost four months have passed I have not received a response or a mere acknowledgment of my letter of 30th day of August 2023,

However I believe strongly in the legal theory an unanswered letter will indeed eventually answer itself,

I have again attached a copy of the letter dated August 30th 2023 for your viewing,

It is important for me to know whether or not your agency responds to private or public correspondence if not then a reply stating that fact or otherwise would indeed suffice in allowing me to communicate directly to the Minister in charge of your agency,

I write on this occasion to inform you I wrote directly to Eve O Sullivan of the Environmental Protection Agency in relation to my concerns of amended licenses and permissions issued by her agency, because the foreshore license was granted by an entity that had no authority to do so,

(Rest assured that shall never occur again)

I believe the unlawful permissions have caused untold damage to my Several Fisheries by over excessive dredging of the Waterford Estuary these dredging works carried out by the Waterford Port Authority are far over reaching the necessary dredging requirement for navigating purposes additional dredging works should never have been permitted within a zoned Special Area of Conservation according to European **directives!!!**

Attached: a copy of my correspondence with reply of Ms. Eve O Sullivan environmental protection agency relating to issue of permissions granted by the competent authority the Environmental Protection Agency for your viewing the contents of which are self explanatory)

I ask your agency note that any further foreshore application for license or permissions other than the lawful right of navigation within my Several fisheries as outlined that your agency ensure the applicant (if any) is notified that written consent of the foreshore land owner is required under section (10) of the foreshore act 1933 according to law,

In reference to the above Statement I am in receipt of correspondence from the department of housing Local Government and Heritage informing me that future foreshore license applications for the purpose of dredging by Waterford Port Authority or others that all future dredging license applications will be made directly to your agency the **Maritime Area Regulatory Authority** can you please confirm to me in reply that the statement in the matter of issue of future dredging licenses stated by the department of housing Local Government and Heritage is correct,

For your viewing as Chief Executive of the Maritime Regulatory Authority, I have attached a detailed Map outlined in red with folios it shows clearly a segment of my Pre-Magna-Carta Several Fishery with foreshore lands located at Waterford Estuary to Little Island registered to my ownership schedules **30014** and **1771** a Several Fishery with the underlying soil inclusive of ancillary rights from the center soil of the tidal River Suir to the High Water Mark as registered at The Property Registration Authority under the Local Registration of Title (Ireland) Act, 1891 Instruments **1771 & 30,014**

This segment of the said Several Fishery foreshore lands are located within the Civil Parishes of Faithlegg and Ballynakill in the County of Waterford,

(Attached copies of Civil Parish boundary maps of both Faithlegg and Ballynakill also list of Certified foreshore land title documents I hold as provided alternative title directly to the Appropriate Ministers titles registered under the registration of titles act 1964,)

I ask as registered owner of the Several Fishery with the underlying soil that no foreshore licenses or permissions other than the lawful right of navigation be issued by your agency within the area clearly outlined in red on the attached map.

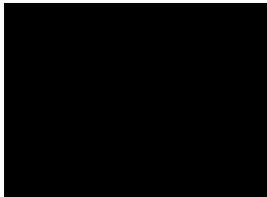
I shall not permit any entity to encroach on or damage my Several Fishery lands or cause interference to my right of fishery or privileges with within the Waterford Estuary outlined in red without my consent,

Furthermore: Waterford Port Authority have been promoting your recent visit as Chief Executive of MARA to their presentation for future planned extension of the Port facilities at Belview Port located within County Kilkenny,

I ask that the Maritime Regulatory Authority ensure that any license or permissions applied for by Waterford Port Authority do not encroach on my Several fisheries at the location of Gorteens Belview Port County Kilkenny exclude from any application to your agency private foreshore lands from the center soil of the River Suir to the High Water Mark within the Civil Parishes of Faithlegg and Ballynakill all within the County of Waterford is private foreshore as outlined in red on the attached map.

Yours Sincerely,

Martin Doyle,



Maritime regulatory Authority.

2nd floor Menapia House.

Drinagh Business Park.

Drinagh.

Wexford.

Y35 RF29.

Dear Maritime regulatory Authority.

I write to you the licensing authority in order to prevent possible unlawful issue of a marine usage licence upon my private foreshore a Several Fishery with the underlying soil registered to my ownership by a vesting order dated 16th day July 1904 originating from my predecessor in title Viscountess Doneraile (aka) Baroness Kilmayden the Manorial rights and privileges of her demesne the Manor of Kilmeadan granted **Pre-Magna Carta King Henry 2nd 1177** originally granted to Robert de le Poer / Power.

The certified title documents of the above said Manorial estate of are held in **fee simple** at the records branch of the Irish Land Commission, estate title number **1500**: Record number **892**: Box number **377**: Instrument Schedule **1771**.

The certified land title documents show ownership of the exclusive liberty of the several fisheries over and upon the river Suir County Waterford reserved by fiat to Schedules **(1771) (30014) (37569)** vested in fee simple by fiat to folio **WD1647** as registered at the Irish Land registry under the registration of titles (Ireland) act 1891 dated the 20th day of August 1906 a State Guaranteed Property by registration constitutionally protected in law.

please view letter dated 21st day November 2019 Property Registration Authority Chancery Street Dublin confirming ownership of Sporting Rights see folio **WD1647** vested by fiat under the 1903 land purchase act,

also see list of Certified title documents in my possession from the records branch of the Irish Land Commission Box(377) also other Government state agencies.

See foreshore map outlined in red showing the boundaries of the Several Fishery within the Parishes of Faithlegg and Ballynakill .

I previously provided the said map to your Chief Executive Laura Brien by way of registered letter of 19th December 2023.

(I attach for your viewing the said confirmation letter Property Registration Authority list of certified title documents also map along with appropriate folios

showing a segment of my private several fishery reserved to schedule 30014 as described in folios WD1193, WD1194, WD1184)

EX: 1.

Note *The Marquis of Waterford holds no right of tidal fishery or foreshore lands his previous interests rights and privileges were transferred to my predecessors by way of Conveyance **Baron Richard de le Power 1st Earl of Tyrone** to Alderman **John Otterington** grandfather of the said Viscountess Doneraile dated July 1677 transfer of the said lands Confirmed by way of letters patent of King Charles 2nd to Alderman John Otterington dated 22nd March 1682 reference instrument **37569** schedule 30014.*

Please regard this letter as a statement to the Marine regulatory Authority concerning my lawful registered ownership of the Several Fishery which bestows a duty to protect against any such unlawful application or intended provision of a licence or any other class of permissions without the required owners consent.

I ask the Marine Regulatory Authority to invalidate the application of Port of Waterford (230025) for a marine usage licence for the purpose of maintenance dredging which in part does not have the required land owners consent contrary to the statement of the applicant Port of Waterford made at 3.3 of the application form which is incorrect.

The present or future applications on private foreshore by The Port of Waterford Authority should be applied as required by law as per stated in section (99) Maritime area planning act 2021, otherwise sections (3) and (10) of the 1933 foreshore act.

I as registered owner of the Several fishery hold statutory entitlement to prosecute any activities such as dredging works not holding lawful expressed or implied consent is trespass that may cause harm to my Several fisheries and lands within the private foreshore boundaries or any persons in pursuit of fish or fowl under section(13) paragraph (5) of the 1903 purchase land act.

*Instrument 30014 also reserves my statutory right to preserve the game fowl and fish the eggs and spawn thereof with ancillary within the said fishery by order of the Irish land Commission agreement dated 16th March 1903 reserving out of the lands the said Several fisheries unto my predecessors in title prior to the enactment of the 1903 land purchase act by the Royal assent of **King Edward 7th** dated 14th day of August 1903.*

(Please view section (13) of the 1903 land purchase act paragraph (5) highlighted also Archive and digitised copy of folio WD:1178 showing instrument 30014. Location Civil Parish of Kilmeadan.

(attached)

Marked EX: 2.

Port of Waterford License application to your Maritime regulatory Authority reference number (230025)

I do not wish to be repetitive in my correspondence to your agency concerning my several fishery property located within the Waterford estuary and river Suir.

However: I would like to draw your attention to Section (99) of the 2021 Marine area Planning act in relation to such private foreshore.

(Please view attached copy section (99)).

Marked EX: 3.

My ownership of property rights were considered under sections (13) (16) (99) of the 1903 land purchase act also section (34) of the 1896 land act as provided for under the registration of titles act 1964.

(Please find attached section (13) (16) (99) of the 1903 land purchase act also section 34 of the 1896 land act)

Marked EX: 4 .

*Saorstát Éireann first free State land act 1923. Concerning **fishing and fisheries** please view attached section (45) of the 1923 land act right of **fishing and fisheries** also section (45) of 1923 amended under section (3) of the 1929 land act.*

(Please find attached sections (45) and (3) of the 1923 and 1929 land acts)

Marked EX: 5.

*At this moment in time my concern relates to the application pending with your agency licence reference number (230025) the applicant **Port of Waterford** applying for a marine usage licence for the purpose of maintenance dredging within the Waterford estuary.*

*Please note declaration 3.3 of the licence application form in relation to private foreshore the applicant answered **(NO)** the statement by Port of Waterford is incorrect and contrary to the registered ownership of foreshore where title is lawfully registered with statutory certification of the Irish State.*

(please view attached form 3.3 of the license application Port of Waterford reference 230025)

Marked EX: 6

The Minister or the Maritime regulatory Authority has no legal entitlement to grant such license to Port of Waterford for the purpose of maintenance dredging on foreshore lands where alternative title was provided to the Minister the applicant does not have consent of the private foreshore landowner a requirement of 3.3 of the application form see section (99) Maritime Area planning act 2021.

Notwithstanding I offered to provide to your Chief Executive Laura Brien certified copies of the said foreshore title as provided to the Ministers if the Maritime regulatory Authority should at any time require the said title documents a formal request will suffice.

Attached maps (3) and (4) of the said port of Waterford application highlighted yellow show clear encroachment within my Several Fishery located within the Civil Parishes of (Faithlegg) and (Ballynakill) County Waterford.

(Please view attached maps (3) & (4) of the licence application reference (230025) they show clear encroachment within my several fishery lands.

I previously provided to your **Chief Executive Laura Brien** by way of registered letter dated 19th of December 2023 the letter contained a foreshore map clearly outlining the Several fishery including documents and folios relating to the said private foreshore.

Therefore the foreshore area registered to my ownership is clearly outlined in red on the outlined map previously provided to your agency.

I stated in my letter of the 19th December 2023 to your **Chief Executive** regarding my concerns of any future licence application received from Port of Waterford for the purpose of maintenance dredging within my Several fishery where the applicant requires my consent.

Also stated within the said letter to Laura Brien that any application for any licence encroaching on my Several Fishery at Waterford estuary without the lawfully required consent be denied.

I have not consented to the present **Port of Waterford** licence application reference (230025) seeking a several year licence to carry out maintenance dredging works that trespass within the boundaries of my Several Fishery.

The application is without the lawfully required land owners consent a requirement of section 3.3 of the licence application form therefore the said application (230025) by Port of Waterford is unlawful.

(Copies of the said letters addressed to your Chief Executive Laura Brien dated 19th December 2023 also letter dated 30th day of August 2023 (attached)

Marked EX: 7.

*I am sure the Maritime regulatory Authority is aware being a notified agency that Port of Waterford have a coinciding application pending at the Environmental Protection Agency dated 9th February 2024 reference number **S0012-5** prior to receipt of the required licence from your agency as per license application (**230025**) which I believe is premature.*

I understand the requirement for dredging to benefit safe navigation however excessive dredging in recent years is unsustainable beneficial only to Port of Waterford definitely not symbiotic being detrimental to all that rely on the Waterford estuary and river Suir a designated protected (SAC) also a protected shellfish area where European directives are not being obeyed camouflaged by non independent assessment favourable to dredging rather than the ecology of the protected area concerned as required by EU law and designation.

All forms of life within the estuary whom dependant on the health of the waters within the protected area is in decline particularly the shellfish species no doubt whatsoever as visible on the ground caused by excessive dredging works permitted by way of licences issued.

My Several fishery is in serious trouble from the said excessive dredging by Port of Waterford the effect is clear silt is reaching upstream by way of the tides to the lower river Suir area and beyond the (SAC) protected area, the situation is heading towards the point of an environmental calamity that may never be corrected if dredging is not curtailed to a reasonable acceptable level for the purpose of safe navigation by engagement and provision of lawful license as required.

Port of Waterford will have to engage with stakeholders urgently their dredging works have gone beyond the pale of acceptance by the local stakeholders and community's.

Further:

*I am very aware the Minister issued the previous unlawful foreshore licence to Waterford Port for dredging works within my several fishery lands however the said Minister is also aware of the previous mistake of granting a foreshore licence on the basis of presumption obviously every time encroachment has occurred I am informed the reason for the mistake is due to lack of communication between various government departments and agencies the issuing of unlawful licenses by presumption have caused me great legal financial burden to rectify the unlawful action of the Minister using presumption of ownership as an excuse while at the same time his department is in possession of my certified alternative title as provided as registered under the **registration of titles act 1964**, such behaviour is inexcusable and will not be permitted to occur again”*

I ask the Marine regulatory Authority to **invalidate** the Port of Waterford licence application (230025) for maintenance dredging within the Waterford estuary for the said reasons stated above.

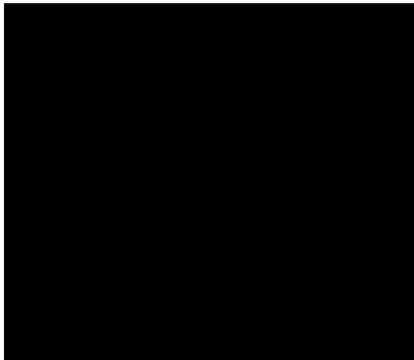
I ask further to be kindly informed in writing of your agencies intentions in the matter of my property interests considering the Maritime regulatory Authority or the Minister have no legal entitlement to issue such licence to The Waterford Port Authority on private foreshore without landowners consent.

I believe in the interest of all concerned the common sense solution **Port of Waterford** should re – present a new application to your agency applying under the **Maritime area planning act 2021** with consideration given to section (99) otherwise sections (3) and (10) of the foreshore act 1933 with the landowners consent in order to determine the provision of a marine usage licence for the purposes of maintenance dredging as requested at (3).(3) of the license application form.

of course a new application by Port of Waterford requires direct engagement by the applicant directly with the owner of the above said Several Fishery otherwise the only other option available to me as registered owner of the Several Fishery is to seek the protection of the Courts in order to safeguard my property rights and privileges.

Yours Sincerely.

Martin Doyle.



Minster Darragh o Brien,
CO / Private Secretary,
Niamh Redmond,
Minister for Housing. Planning,
Department of Housing and Heritage,
Custom House,
Dublin 1.

Your Ref. HPLG, MOBO, 01462,2021

Wednesday August 18th, 2021

Dear Private Secretary.

I write in relation to a letter I received from Mr. Conor Madden private secretary for the Minister of State Peter Burke dated 26th July 2021,

Conor Madden private secretary states his letter relates to correspondence forwarded by Minister Darragh O Brien, the letter did not specify whether all or some of my correspondence was afforded to Minister of State Peter Burke they were no reference or date available to my correspondence within the Ministers letter as dated,

I have enclosed a copy of Minister Peter Burkes letter for your viewing,

Also find enclosed a copy of my response to the said Minister, Peter Burkes letter, which is self explanatory,

I am certainly not impressed with the reply of Minister of State Peter Burke my correspondence to Minister Darragh O Brien was not to seek guidance of adverts in the Irish Times and News and Star newspapers or in the matter of any intended planning applications or other agreements between Minsters and Energia,

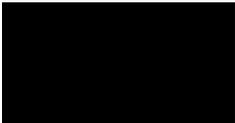
As stated in all my previous correspondence to Minister Darragh O Brien I am rightfully protecting my private registered property interests as the law provides,

As stated in my previous correspondence the Minister does not have legal entitlement to issue foreshore licenses or leases within lands held in private ownership,

In fact, Energia should reapply as required under section (10) of the foreshore act as the law requires, *

* I once again ask Minister Darragh O Brien that no foreshore license or leases be granted over and upon any lands or rights and privileges held in my property ownership as registered at the Property Registration Authority. *

Yours Sincerely,

Martin Doyle,


See PAGE (4).

Land Registry

County Waterford

Folio 1178

Register of Ownership of Freehold Land

Part 1(A) - The Property

Note: Unless a note to the contrary appears, neither the description of land in the register nor its identification by reference to the Registry Map is conclusive as to boundaries or extent

No.	For parts transferred see Part 1(B) Description	Official Notes
1	A plot of ground being part of the Townland of LAHARDAN and Barony of UPPERTHIRD shown as Plan(s) 6 edged RED on the Registry Map (OS MAP Ref(s) 5628-D, 5698-B).	Instrument 30014

Land Registry

County Waterford

Folio 1178

Part 1(B) - Property Parts Transferred

No.	Prop No:	Instrument:	Date:	Area(Hectares):	Plan:	Folio No:
1	1	D2000PS006315W	19-MAY-2000		35	WD21591F
2	1	D2005CK017934K	21-JUL-2005	0.7200	BB5QM	WD30656F

Land Registry

County Waterford

Folio 1178

Part 2 - Ownership

Title ABSOLUTE

No.	The devolution of the property is subject to the provisions of Part II of the Succession Act, 1965	
1	19-OCT-1981 P5333/81	WILLIAM O'DONNELL of Ballycahane, Portlawn, County Waterford is full owner. Land Cert Application No.: UNKNOWN Date: 30-MAY-2006 Issued To: M M HALLEY & SON , SOLICITORS Address: 5 GEORGES STREET WATERFORD

Land Registry

County Waterford

Folio 1178

Part 3 - Burdens and Notices of Burdens

No.	Particulars
1	<p>The property is subject to the provisions prohibiting letting, subletting or subdivision specified in Section 12 of the Land Act, 1965, and to the provisions restricting the vesting of interests specified in Section 45 of the said Act in so far as the said provisions affect same.</p> <p style="text-align: center;">Cancelled D2005CK017934K 21-JUL-2005</p>
2	<p>There is reserved out of the property the right to hunt, course, shoot, fish and sport, and other ancilliary rights as specified by Order of the Land Commission dated 16th March 1903.</p> <p style="text-align: center;">Cancelled D2000PS006315W 20-SEP-2000</p>
3	<p>The rights and privileges specified in Instrument No. P5333/81 in favour of Margaret O'Donnell during her life.</p> <p style="text-align: center;">Cancelled D2000PS006315W 20-SEP-2000</p>

See P13E (4).

Land Registry

County Waterford

Folio 15435F

Register of Ownership of Freehold Land

Part 1(A) - The Property

Note: Unless a note to the contrary appears, neither the description of land in the register nor its identification by reference to the Registry Map is conclusive as to boundaries or extent

No.	For parts transferred see Part 1(B) Description	Official Notes
1	A plot of ground being part of the Townland of DARRIGAL and Barony of MIDDLETHIRD containing 5.4110 Hectares shown as Plan(s) 1C edged RED on the Registry Map (OS MAP Ref(s) 8/7, 8/11).	From Folio WD1189
2	A plot of ground being part of the Townland of DARRIGAL and Barony of MIDDLETHIRD containing 11.5300 Hectares shown as Plan(s) 2 edged RED on the Registry Map (OS MAP Ref(s) 8/7, 8/11). The Registration does not extend to the mines and minerals reserved by Conveyance dated the 30th of January 1889	From Folio WD5356

Land Registry

County Waterford

Folio 15435F

Part 1(B) - Property
Parts Transferred

No.	Prop No:	Instrument:	Date:	Area (Hectares):	Plan:	Folio No:

Land Registry

County Waterford

Folio 15435F

Part 2 - Ownership

Title ABSOLUTE

No.	The devolution of the property is subject to the provisions of Part II of the Succession Act, 1965		
1	16-MAR-1994 P 1714/94	PATRICK O'DONNELL of DARRIGAL, PORTLAW, COUNTY WATERFORD and BRED A O'DONNELL of DARRIGAL, PORTLAW, COUNTY WATERFORD are full owners.	02-MAY-2014
		Cancelled	D2014LR044766U
		Land Cert Application No.:	LC/95/WA/526
		Date:	24-NOV-2003
		Issued To:	JAMES J HALLY, SOLICITOR
		Address:	"ELDON"
			MAIN STREET
			TRAMORE
			COUNTY WATERFORD
2	02-MAY-2014 D2014LR044766U	WHITEHALL FARMS LIMITED of Whitehall, Rathkieran, Mooncoin, County Kilkenny is full owner.	

Land Registry

County Waterford

Folio 15435F

Part 3 - Burdens and Notices of Burdens

No.	Particulars
1	<p>The property is subject to the provisions prohibiting letting, subletting or subdivision specified in Section 12 of the Land Act, 1965, and to the provisions restricting the vesting of interests specified in Section 45 of the said Act in so far as the said provisions affect same.</p> <p style="text-align: center;">Cancelled D2014LR044766U 02-MAY-2014</p>
2	<p>✶ SCH NO 30014 ✶ The property No. 1 is subject to the sporting rights within the meaning of the Irish Land Act, 1903, reserved by Order of the Land Commission.</p>
3	<p>NO. 98/31 The property No. 2 is subject to the sporting rights reserved in a Coveyance dated the 30th of January 1889.</p>
4	<p>16-MAR-1994 P 1714/94 Charge for present and future advances stamped to cover £40,000 repayable with interest. Allied Irish Banks plc is owner of this charge. Certificate of Charge issued. Rule 156</p> <p style="text-align: center;">Cancelled D2003CK020995A 07-OCT-2003</p>
6	<p>02-MAY-2014 D2014LR044766U Charge for present and future advances repayable with interest. ALLIED IRISH BANKS plc is owner of this charge.</p> <p style="text-align: right;">This Charge is also registered on Folio WD39340F (Note added, 27/01/2015, See Instrument Q2015LR000468N).</p>

See PAGE (4)

Land Registry

County Waterford

Folio 46639

Register of Ownership of Freehold Land

Part 1(A) - The Property

Note: Unless a note to the contrary appears, neither the description of land in the register nor its identification by reference to the Registry Map is conclusive as to boundaries or extent.

For parts transferred see Part 1(B)

No.	Description	Official Notes
1	<p>The property shown coloured Red as plan(s) 19 on the Registry Map, situate in the Townland of BALLYCAHANE, in the Barony of UPPERTHIRD, in the Electoral Division of KILMEADAN.</p> <p>The Registration does not extend to the mines and minerals</p>	<p>From Folio WD11403N Entry No. 174</p>

Land Registry

County Waterford

Folio 46639F

Part 1(B) - Property Parts Transferred

No.	Prop No.	Instrument	Date	Area(Hectares)	Plan	Folio No.

Land Registry

County Waterford

Folio 46639F

Part 2 - Ownership

Title ABSOLUTE

No.	The devolution of the property is subject to the provisions of Part II of the Succession Act, 1965	
1	01-DEC-1976 B 3475/76 D2020LR138120T D2022LR005700R	COILLTE CUIDEACHTA GHNÍOMHAÍOCHTA AINMNITHE (C.R.O. REFERENCE NO. 138108) of Dublin Road, Newtownmountkennedy, County Wicklow is full owner.

Land Registry

County Waterford

Folio 46639F

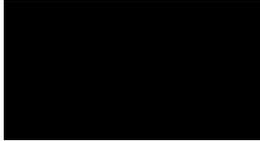
Part 3 - Burdens and Notices of Burdens

No.	Particulars
1	<p>30014</p> <p>✕ There is reserved out of the property herein unto Henry De La Poer Marquis of Waterford and other the person or persons entitled thereto and his and their heirs the exclusive right to all game, wild fowl and fish now or hereafter to be upon the said lands with liberty for his and them, and all persons having his or their authority at all times to hunt, course, shoot, fish and sport over the said lands and to enter upon the same for any of the purposes aforesaid and also for preserving the said game, wild fowl and fish and the eggs young and spawn thereof. ✕</p>
2	<p>01-DEC-1976 B 3476/76</p> <p>✕ The right of Margaret O'Donnell and William O'Donnell the registered owners of the property comprised in Folio 1178 and their heirs, executors, administrators and assigns for all purposes to pass and repass over the property herein by the way twenty one feet wide shown coloured yellow and lettered B D on plan 19 thereof on the Registry Map (O.S. 8/10).</p> <p>The description of the land affected by the above right is as set out on the Registry Map. In the event that the above entry includes lettering or other alpha numeric references as part of the description of the subject lands, where such lettering or alpha numeric references are not now shown on the Registry Map, the description on the Registry Map prevails and is deemed to be the description of the affected property for the purposes of the Registration of Deeds and Title Acts 1964 and 2006.</p>



An tUdarás Clárúcháin
Maoine
The Property Registration
Authority

MARTIN DOYLE



OUR REF: S2019LR013246W

FOLIO No WDI647

APPLICANT: Martin Doyle

Dear Sir/Madam,

I refer to previous correspondence on the above folio. The burden registered on part 3 on totio WDI647 which refers to the sporting rights has been registered correctly in accordance with the original archive folio WDI 647.

The burden specifically refers to the Land Commission having vested the sporting rights in the registered owner. What this refers to is that you, Martin Doyle are the registered owner of the sporting rights, which is separate from your ownership of the property. You, Martin Doyle have ownership of the sporting rights.

Should you have any further questions on this matter you can email our staff member Ms. Margaret Perrick who works on Land Commission cases, her email is margaret.perrick@pra.ie

Trusting this information is of assistance to you.

Yours faithfully



Jackie Gray

QA Chancery Street

21 Noventier 2019

Enquiries (may be addressed to Jackie Ciray. Telephone 80481 1 2, Fax 8048037.
Safeguarding Property Rights

Clárann na Tairint Sráid na Seansaareachtat Baile Atha Ciiath 7 (DOI T652. [DX2281
Land Registry, Chancery Street, Dublin 7, DOI T652. [DX228]

0761 001 610

Local Registration of Title (Ireland) Act, 1891.

DC 210/17

DC 313/98

ENTRY in the Central Office in respect of the Lands entered on Folio No. 1647 of the Register, County of Waterford, that is to say:

PART of the lands of Kilmeadaid containing together Four acres, one roods and thirty five perches, or thereabouts, statute measure, situate in the Barony of Middlethird, and County of Waterford.

10-11-06
12-6-06

O.S. 8, 16



These lands are subject to the restrictions as to sub-division, sub-letting, mortgaging, charging, etc., contained in Section 54 of THE IRISH LAND ACT, 1903.

There is reserved out of these lands and vested in the Irish Land Commission, the exclusive right of mining and taking minerals within the meaning of the Irish Land Act, 1903, and of digging and searching for the same.

~~The sporting rights within the meaning of the said Act to which the Vendor was entitled, exclusive of the Tenant previously to the sale under the said Act, are vested in the registered owner.~~

BURDENS.

The Lands above described are subject to:
To an annuity of Two pounds, two shillings, and one penny, commencing to run upon the 1st day of December, 1906, and payable half-yearly to the Irish Land Commission, pursuant to Section 45 of the Irish Land Act, 1903, until an advance of £ 80 shall have been repaid.

~~NOTICE: These Lands are registered subject to the rights or equities (if any), arising from the interest vested in Anastasia Haughton by Fiat of the said Commission, dated the 12 day of July, 1906 (see Sch. No. 1771), being deemed to be a graft on ^{her} ~~his~~ previous interest in the land, or arising in any other manner from the existence of such previous interest.~~

OWNERSHIP.

The said Anastasia Haughton of Kilmeadaid in the County of Waterford, Widow is registered as owner in fee-simple of the lands above described subject as above stated.

Dated this 20 day of August, 1906.
Thomas J. ...

Land Registry

County Waterford

Folio 1647

Register of Ownership of Freehold Land

Part 1(A) - The Property

Note: Unless a note to the contrary appears, neither the description of land in the register nor its identification by reference to the Registry Map is conclusive as to boundaries or extent

No.	For parts transferred see Part 1(B) Description	Official Notes
1	<p>The property shown coloured Red as plan(s) 1647 on the Registry Map, situate in the Townland of KILMEADAN, in the Barony of MIDDLETHIRD, in the Electoral Division of KILMEADAN.</p> <p>The Registration does not extend to the mines and minerals</p> <p>Description altered, Q2019LR004630T, 10th April 2019</p>	SCH 1771

Land Registry

County Waterford

Folio 1647

Part 1(B) - Property

Parts Transferred

No.	Prop No:	Instrument:	Date:	Area (Hectares):	Plan:	Folio No:

Land Registry

County Waterford

Folio 1647

Part 2 - Ownership

Title ABSOLUTE

No.	The devolution of the property is subject to the provisions of Part II of the Succession Act, 1965		
1	02-JUL-1996 P4024/96	GARY HAYES (Businessman) of Ballytarsney, Mooncoin, County Kilkenny, and MARTIN DOYLE (Businessman) of Ballytarsney, Mooncoin, County Kilkenny are full owners.	<p style="text-align: center;">Cancelled</p> <p style="text-align: right;">D2002CK013066H</p> <p style="text-align: right;">14-AUG-2002</p> <p>Land Cert Application No.: 48023</p> <p>Date: 01-OCT-2002</p> <p>Issued To: PETER O'CONNOR & SON SOLICITORS</p> <p>Address: WYSE HOUSE ADELPHI QUAY WATERFORD CO WATERFORD</p>
2	14-AUG-2002 P4024/96 D2002CK013066H	MARTIN DOYLE of The Cosy Thatch, Kilmeaden, Waterford is full owner.	

Land Registry

County Waterford

Folio 1647

Part 3 - Burdens and Notices of Burdens

No.	Particulars
1	<p>The property is subject to the provisions prohibiting letting, subletting or subdivision specified in Section 12 of the Land Act, 1965, and to the provisions restricting the vesting of interests specified in Section 45 of the said Act in so far as the said provisions affect same.</p> <p style="text-align: center;">Cancelled D2009LR210661D 19-NOV-2009</p>
2	<p>Q2019LR004630T SCH NO. 1771 The sporting rights within the meaning of the Irish Land Act 1903 to which the Vendor was entitled, exclusive of the Tenant previously to the sale under the said Act, are vested in the registered owner.</p>
3	<p>28-OCT-1977 P4046/77</p> <p>Full and free right and liberty for Patrick Duggan his heirs and assigns the owners of adjoining property and their tenants and all the persons authorised by them at all times and for all purposes with or without horses and other animals, plant, machinery and other vehicles of every description to pass and repass over the property within by the way shown coloured yellow on the plan thereof on the Registry Map (O.S. 8/16).</p>
4	<p>05-AUG-1993 P3404/93</p> <p>Charge for present and future advances repayable with interest. The Governor & Company of the Bank of Ireland is owner of this charge.</p> <p style="text-align: center;">Cancelled D2002CK011349H 16-JUL-2002</p>
5	<p>21-MAR-2002 D2002CK004707U</p> <p>An office copy of an affidavit by Frank Walley, Company Secretary, of Ballycurreen, Airport Road, Cork City of a Judgment obtained by Fannings Cash & Carry Limited of Ballycurreen, Airport Road, Cork City against Martin Doyle on the 26th January 2000 in the District Court Area of Waterford Court in a matter or cause of Fannings Cash & Carry Limited (Plaintiff) V Martin Doyle (Defendant) has been deposited in the Registry as a mortgage against the interest of Martin Doyle of The Cozy Thatch, Kilmeaden, County Waterford in the property herein.</p> <p>The amount owing on the said Judgment is stated to be €3,558.02.</p>

Land Registry

County Waterford

Folio 1647

~~Note: As between this burden and any lien on the property created by deposit of the Land Certificate prior to the date of registration this burden ranks in priority after such lien.~~

Cancelled

D2002CK013066H

14-AUG-2002

6 14-AUG-2002
D2002CK013066H

Charge for present and future advances repayable with interest. ALLIED IRISH BANKS plc is owner of this charge.

7 ~~14-FEB-2006~~
~~D2006CK004109U~~

~~Proceedings affecting the interest of Martin Doyle in the property are pending in the High Court in the matter of James Doyle (Plaintiff) v Martin Doyle (Defendant).~~

Cancelled

D2007CK010063V

23-MAR-2007

8 19-NOV-2009
D2009LR210661D

An office copy of an affidavit by John Furlong, Rate Collector for the County Council of the County of Waterford, Civic of a Judgment obtained by JOHN FURLONG COUNTY RATE COLLECTOR OF THE COUNTY COUNCIL OF THE COUNCY OF WATERFORD against MARTIN DOYLE on the 7th day of April 2006 in the District Court in a matter or cause of J (Plaintiff) V MARTIN DOYLE (Defendant) has been deposited in the Registry as a mortgage against the interest of MARTIN DOYLE of The Cosy Thatch, Kilmeaden, County Waterford in the property herein.

The amount owing on the said Judgment is stated to be €2,979.73.

Note: As between this burden and any lien on the property created by deposit of the Land Certificate prior to the date of registration this burden ranks in priority after such lien.

9 19-NOV-2009
D2009LR210661D

An office copy of an affidavit by John Furlong, Rate Collector for the County Council of the County of Waterford, Civic of a Judgment obtained by JOHN FURLONG COUNTY RATE COLLECTOR OF THE COUNTY COUNCIL OF THE COUNCY OF WATERFORD against MARTIN DOYLE on the 18th January 2008 in the District Court in a matter or cause of J (Plaintiff) V MARTIN DOYLE (Defendant) has been deposited in the Registry as a mortgage against the interest of MARTIN DOYLE of The Cosy Thatch, Kilmeaden, County Waterford in the property herein.

Land Registry

County Waterford

Folio 1647

		<p>The amount owing on the said Judgment is stated to be €3,213.68.</p> <p>Note: As between this burden and any lien on the property created by deposit of the Land Certificate prior to the date of registration this burden ranks in priority after such lien.</p>
10	19-NOV-2009 D2009LR210661D	<p>An office copy of an affidavit by John Furlong, Rate Collector for the County Council of the County of Waterford, Civic of a Judgment obtained by JOHN FURLONG COUNTY RATE COLLECTOR OF THE COUNTY COUNCIL OF THE COUNTY OF WATERFORD against MARTIN DOYLE on the 1st day of February 2008 in the District Court in a matter or cause of J (Plaintiff) V MARTIN DOYLE (Defendant) has been deposited in the Registry as a mortgage against the interest of MARTIN DOYLE of The Cosy Thatch, Kilmeaden, County Waterford in the property herein.</p>
		<p>The amount owing on the said Judgment is stated to be €3,094.23.</p> <p>Note: As between this burden and any lien on the property created by deposit of the Land Certificate prior to the date of registration this burden ranks in priority after such lien.</p>
11	27-AUG-2010 D2010LR106469J	<p>A judgment mortgage in respect of a judgment obtained by John French of VFI Credit Union Limited of VFI House, Castleside Drive, Rathfarnham, Dublin 14 against Martin Doyle on the 22nd day of January 2007 in the Circuit Court (Record Number 624/2006) in a cause of VFI Credit Union Limited v Martin Doyle against the interest of Martin Doyle in the property.</p>

See page (4).

Land Registry

County Waterford

Folio 1645

Register of Ownership of Freehold Land

Part 1(A) - The Property

Note: Unless a note to the contrary appears, neither the description of land in the register nor its identification by reference to the Registry Map is conclusive as to boundaries or extent

No.	For parts transferred see Part 1(B) Description	Official Notes
1	<p>A plot of ground being part of the Townland of KILMEADAN and Barony of MIDDLETHIRD shown as Plan(s) 1645 edged RED on the Registry Map (OS MAP Ref(s) 8/16, 16/4).</p> <p>The Registration does not extend to the mines and minerals</p> <p>NOTE: Description altered on the 1st of July 2021 under Instrument No.D2021LR090861G.</p>	Instrument SCH 1771
2	<p>A plot of ground being part of the Townland of GORTACLADE and Barony of MIDDLETHIRD shown as Plan(s) 1645 edged RED on the Registry Map (OS MAP Ref(s) 16/4, 8/16).</p> <p>The Registration does not extend to the mines and minerals</p> <p>NOTE: Description altered on the 1st of July 2021 under Instrument No.D2021LR090861G.</p>	Instrument SCH 1771

Land Registry

County Waterford

Folio 1645

Part 1(B) - Property

Parts Transferred

o.	Prop No:	Instrument:	Date:	Area (Hectares):	Plan:	Folio No:

Land Registry

County Waterford

Folio 1645

Note:- This judgment is registered also on Folio 6416.

Land Registry

County Waterford

Folio 1648

Register of Ownership of Freehold Land

Part 1(A) - The Property

Note: Unless a note to the contrary appears, neither the description of land in the register nor its identification by reference to the Registry Map is conclusive as to boundaries or extent

For parts transferred see Part 1(B)

No.	Description	Official Notes
1	<p>A plot of ground being part of the Townland of KILMEADAN and Barony of MIDDLETHIRD containing 7.4540 Hectares shown as Plan(s) A7XUQ, 1648 edged RED on the Registry Map (OS MAP Ref(s) 5699/D, 5700/C).</p> <p>The Registration does not extend to the mines and minerals</p>	<p>Instrument SCH 1771</p>

Land Registry

County Waterford

Folio 1648

Part 1(B) - Property Parts Transferred

No.	Prop No:	Instrument:	Date:	Area(Hectares):	Plan:	Folio No:
1	1	D2001PS005261G	21-JUN-2001	0.3845	32	WD22506F
2	1	D2001PS005286B	21-JUN-2001	0.7042	33	WD22507F
3	1	D2002CK003064Y	20-FEB-2002	0.7180	A2G5E	WD23549F
4	1	D2010LR094417H	28-JUL-2010		C08W7	WD36276F
5	1	D2010LR094417H	28-JUL-2010		C08XB	WD36276F

Land Registry

County Waterford

Folio 1648

Part 2 - Ownership

Title ABSOLUTE

No.	The devolution of the property is subject to the provisions of Part II of the Succession Act, 1965	
1	16-SEP-1959 1227-9-59	Jeremiah O'Callaghan (Garage Proprietor) of Kilmeaden, County Waterford is full owner. Land Cert Application No.: 83524 Date: 17-MAR-2005 Issued To: KINSELLA HEFFERNAN FOSKIN Address: SOLICITORS 14 PARNELL STREET WATERFORD

- 1 ~~17-DEC-2004~~
~~D2004CK028767P~~ ~~All Dealings with the part of the property herein shown as Plan A7XUQ are inhibited for a period of 14 days after 17-DEC-2004.~~
Cancelled D2005CK006190D 11-MAR-2005
- 2 11-MAR-2005
D2005CK006190D No registration under any disposition by or transmission from the registered owner with the part of the property herein shown as Plan A7XUQ is to be registered except after notice to THE ESTATE AGENT of WATERFORD CITY COUNCIL, City Hall, The Mall, Waterford.

Land Registry

County Waterford

Folio 1648

and apparatus and with suveyors and workmen.

(foreshore) Title Documents

Certified

Title documents of ownership of (tidal lands (foreshore) & watercourses with the Several fisheries lands with ancillary of the River Suir and every bounding interconnecting river or stream also coastal area from Dunbrattin Head to Rathmoylan inclusive of Tramore Bay & Back Strand, Faithlegg also Ballynakill

***Irish State Papers Ireland SP 63/ 351
Folio 211, Certified Copy British
parliamentary Government,***

***“Richard de le Power Baron of Kilmeadan
and Dunhill, 1st Earl of Tyrone letters
patent of King Charles 2nd to John
Otterington Alderman Grandfather of the
Viscountess Doneraile dated March 22nd
1682, Irish Land Commission Box: 377,
Record No:892, Estate
No:1500,Certified”***

Other tidal lands originating from the Baron Powers of The Manor of Kilmeadan and Dunhill also the lesser Manors of Faithlegg & Butlerstown. Property I hold in Fee Simple as registered under the registration of Ireland act 1891 at Property Registration Authority Schedule 1771,

Now registered under the registration of titles act 1964.

The following certified legal title documents held by The Irish land commission, Irish Records Office, Irish

*Land Registry, also Certified Copy of the
Royal Charter to The Manor of Kilmeadan
held by*

*HM. Parliamentary Government of the
United Kingdom.*

Certified Copy.

*Charter of King Edward 1st. Grant
reference Kilmeadan Manor,
Manorial rights tidal lands, (foreshore) &
watercourses (Pre- Magna Carta) King
Henry 2nd. Year 1177. to (Robert de le
Poer/power)
Dated 1275.*

***HM. Government of the United kingdom,
Certified Copy.***

***Grant letters patent to (Henry Nichols) to
hold tidal lands, (foreshore) &
watercourses free from the Crown its
heirs and assigns Dublin Castle & public
usage, King Charles 2nd. (Barony of
Middlethird) Dated 1667.(Public Record
Office of Ireland & Irish Land Commission
Estate No: 1500, record No: 892, Box No:
377, Certified Copy.***

***Conveyance transfer of title of the said
tidal lands (foreshore) & watercourses
Lord Loftus. Lady Anne Owens & Henry
Nichols to Alderman John Otterington
Grandfather of 1st Viscountess Doneraile
Elizabeth
Hayes,
Dated 17th October 1677,
(Irish land commission (Estate No: 1500,
Record No 892, Box No: 377, Certified
Copy.***

Grant Letters patent to Alderman John Otterington to hold Lands tidal lands (foreshore) & watercourses free from The Crown its Heirs and assigns Dublin Castle & public usage King Charles 2nd. (Barony of Middlethird)

Dated 8th March 1682.

(Public Record Office of Ireland & Irish land Commission Estate No: 1500, Record No 892, Box No: 377 Certified Copy.

Grant King Charles 2nd.

*letters patent to (Thomas Wyse) to hold
Lands tidal lands (foreshore) &
watercourses free from Crown its heirs
and assigns, Dublin Castle & public
usage, (barony of Gaultier & Middlethird)
Dated 4th November 1674.*

*(Public Record Office of Ireland, Irish &
Irish land Commission, Estate No: 1500,
Record No: 892, Box No: 377)*

Certified Copy,

*Conveyance granted Supreme Court
transfer of title, lands of Sir Thomas Wyse
The Manor of St Johns Within & without to*

***Viscount Doneraile & viscount Mayo tidal lands (foreshore) & watercourses King George 3rd. By Order of Chief Justice Solicitor General for Ireland Lord Marcus Patterson conveyed the Manor of St John also the Ballyloughmore Estate Gaultier / Middlethird) dated 1767, (Irish land commission Estate No: 1500, Record No: 892, Box No: 377.
Certified Copy.***

Lord Doneraile land title to his Waterford Estate tidal lands, (foreshore) & watercourses dated 1673, (Arthur St Ledger 1st Viscount Doneraile, (Irish land commission Estate No: 1500, Record No: 892, Box No: 377.

Certified Copy,

Abstract title Viscountess Doneraile of the Waterford Estate (Tidal lands, foreshore) & watercourses Schedule 1771, Dated 1st day of March 1906. (Irish land commission Estate No: 1500, Record No: 892 Box No: 377.

***Certified Copy,
Vesting Order purchase agreement
Schedule 1771 Viscountess Doneraile
(vendor) to Anastasia Haughton (nee
Power) (purchaser) Dated 16th July 1904,
(Irish land commission Estate No: 1500,
Record No:892 Box No: 377.***

***Certified Copy,
Archive Folio registered under the
registration of Ireland titles act 1891, of
all lands interests rights and privileges
vested in Schedule 1771 registered at the***

Irish Land Registry dated the 20th day of August 1906 folio WD 1647.

(The Irish Land Registry)

The Property registered and unregistered with all interests rights and privileges of Schedule 1771 registered under the registration of titles act 1964 to my ownership at the Property Registration Authority,

Lands, Several Fishery with rights and privileges were transferred to the ownership and possession by registration at the Irish Land registry to my

*predecessor in title Anastasia Haughton
(nee Power) under the 1903 land
purchase act in consideration of sections
13. 16. 99 of the said act, also section 34.
of the 1896 land act,*

*In fee simple registration of title dated the
20th day of August 1906.*

*Certified title Instrument of registration
held at the records department of the
Property Registration Authority Dalkey
Dublin.*



Townland Barristown,
Folio WD: 1184.

The Highest Point where the Ordinary tide flows, SCH: 30014.



Townland Killcullen Upper,
Folio WD: 1193.
Schedule 30014.

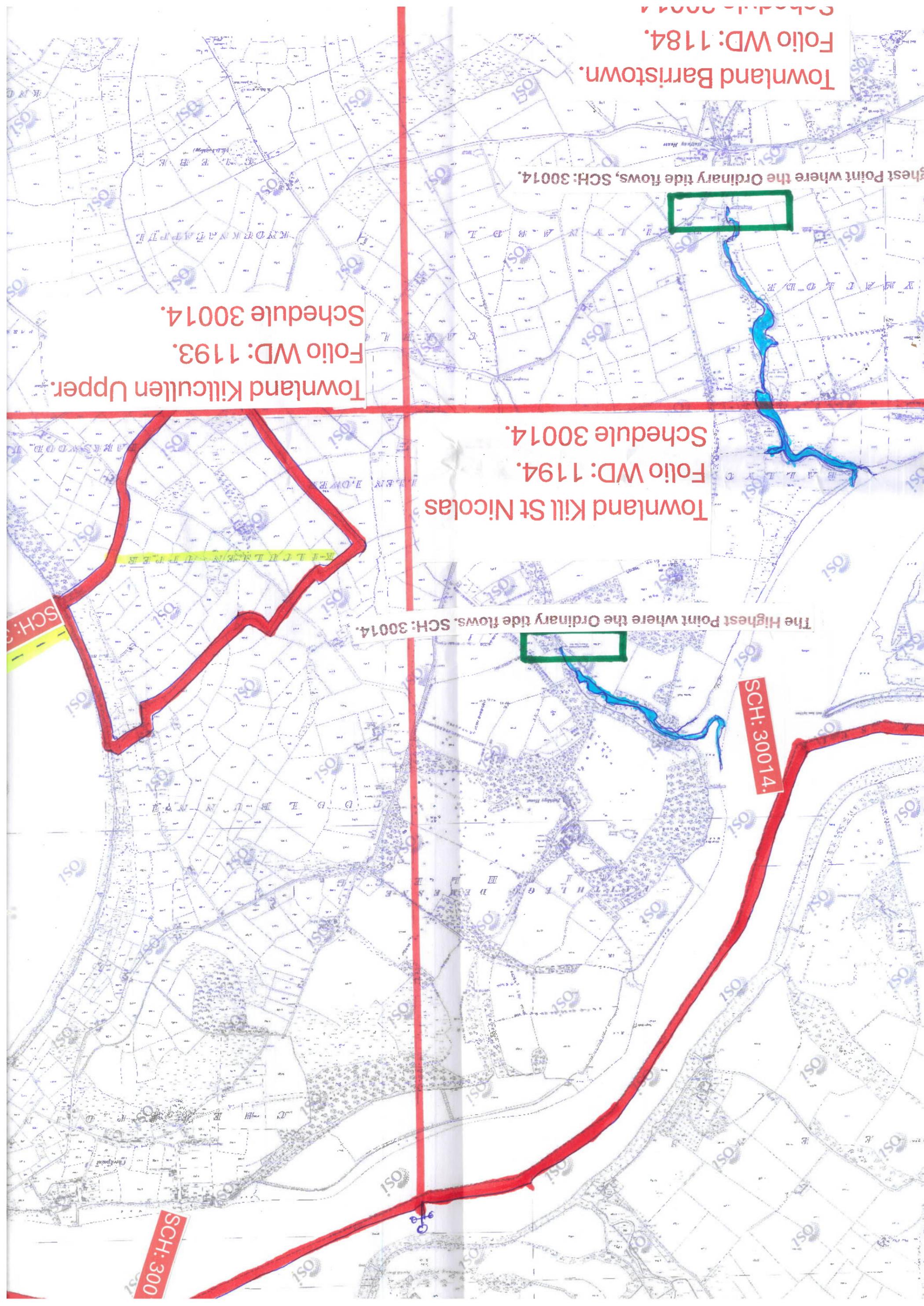
Townland Kill St Nicolas
Folio WD: 1194.
Schedule 30014.

The Highest Point where the Ordinary tide flows, SCH: 30014.



SCH: 30014.

SCH: 300





SCH: 30014

SCH: 30014

scoutness
Kilmadan

Manor of Kilmeadan,
Estate of the Honourable
Doneraile aka Baroness
Schedule 1771.

Townland Darrigle
Folio WD: 15435F.
Schedule 30014.

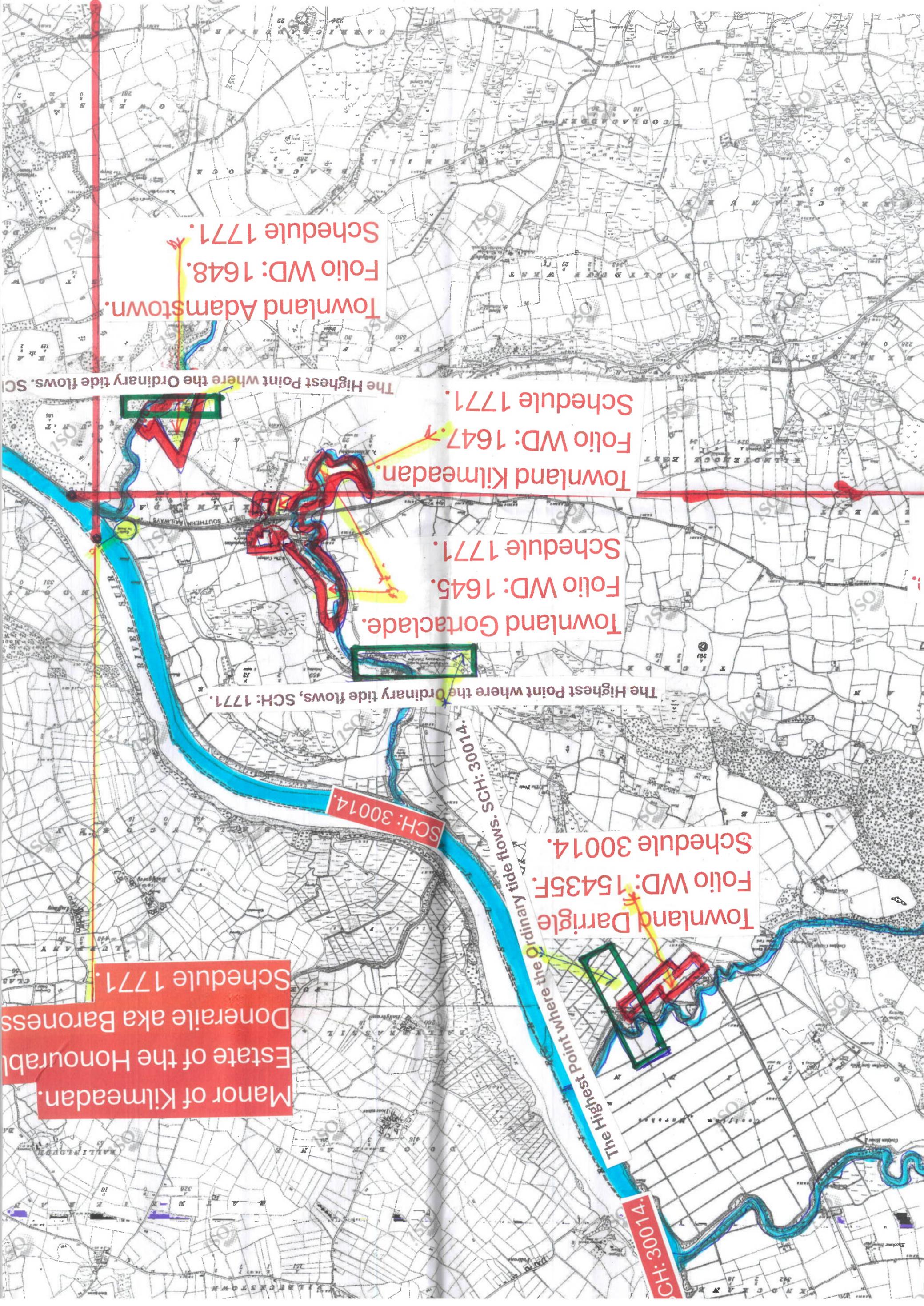
SCH: 30014.

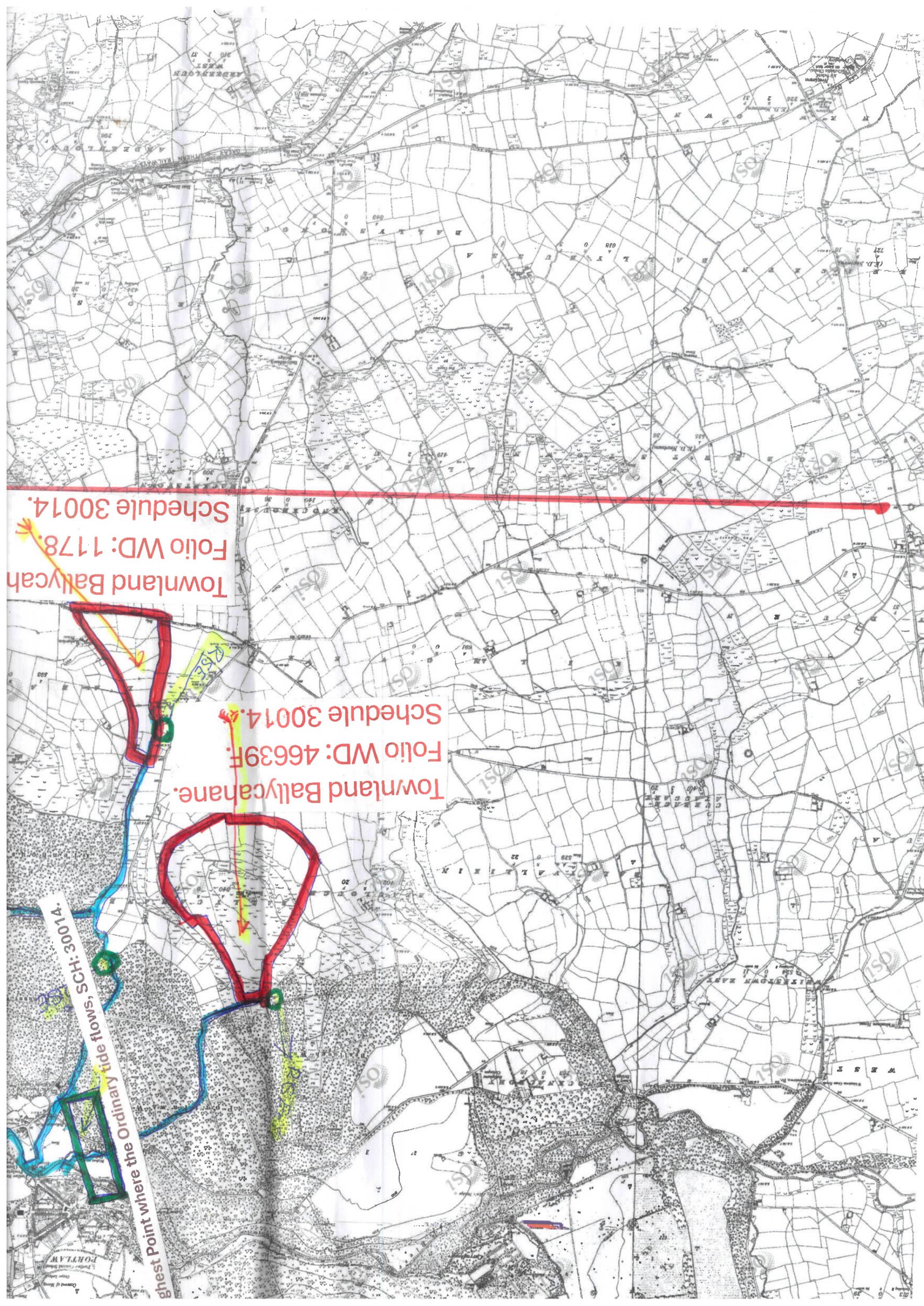
The Highest Point where the Ordinary tide flows, SCH: 1771.

Townland Gortaclade.
Folio WD: 1645.
Schedule 1771.

Townland Kilmeadan.
Folio WD: 1647.
Schedule 1771.

Townland Adamstown.
Folio WD: 1648.
Schedule 1771.





Townland Ballycane
Folio WD: 1178.
Schedule 30014.

Townland Ballycanehane.
Folio WD: 46639F.
Schedule 30014.

ghest Point where the Ordnance Map shows SCH: 30014.